

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

UNITED STATES OF AMERICA, ex rel.,
MELISSA STRUNK,

Plaintiff/Relator,

v.

Case No. 2:17-cv-00352-JLB-NPM

WAYNE ISAACSON, M.D., COLLIER
ANESTHESIA PAIN, LLC, PHYSICIANS
SURGERY CENTER, LLC, d/b/a LEE
ISLAND COAST SURGERY CENTER, and
CAPE CORAL SURGERY CENTER, LTD.,

Defendants.

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ORDER

Plaintiff-Relator Melissa Strunk has filed a notice of voluntary dismissal with prejudice of her claims against Defendant Wayne Isaacson, M.D. (Doc. 36.); Fed. R. Civ. P. 41(a)(1)(A)(i). The notice is self-executing. Matthews v. Gaither, 902 F.2d 877, 880 (11th Cir. 1990) (per curiam). The United States previously filed a notice of intervention for purposes of settlement with every other Defendant under 31 U.S.C. § 3730(b)(4) and Local Rule 3.09(a).¹ (Doc. 30.)

Accordingly, it is **ORDERED**:

1. The Clerk is **DIRECTED** to terminate Defendant Wayne Isaacson, M.D. from the case, terminate any pending deadlines, and administratively close the file.

¹ The notice of intervention cites Local Rule 3.08(a), but the Local Rules were revised and renumbered as of February 1, 2021.

2. **No later than February 24, 2021**, the United States shall file a status report to inform the Court on the progress of its settlement negotiations with the remaining Defendants and when the Court may expect dismissal papers.

ORDERED in Fort Myers, Florida, on February 12, 2021.

A handwritten signature in black ink, reading "John L. Badalamenti". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

JOHN L. BADALAMENTI
UNITED STATES DISTRICT JUDGE